

Docket No.: 249271US3

OBLON
SPIVAK
McClelland

MAIER — & — NEUSTADT

P.C.

ATTORNEYS AT LAW

ALEXANDRIA, VIRGINIA 22313

RE: Application Serial No.: 10/785,014

Applicants: Seikai YO, et al. Filing Date: February 25, 2004

For: HIGH-SPEED DRIVING METHOD AND SYSTEM

OF PRESSURE CYLINDER

Group Art Unit: 3726 Examiner: HONG, J. C.

COMMISSIONER FOR PATENTS

SIR:

Attached hereto for filing are the following papers:

## RESTRICTION RESPONSE

Our check in the amount of -0- is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,

MAIER & NEUSTADT, P.C.

Gregory J. Maier

Registration No. 25,599

Customer Number

22850

(703) 413-3000 (phone) (703) 413-2220 (fax)

I:\ATTY\PH\24s\249271\PTO CVR 10.11.05.DOC

Philip J. Hoffmann Registration No. 46,340 DOCKET NO: 249271US3

## IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF

SEIKAI YO, ET AL. : EXAMINER: HONG, J. C.

SERIAL NO: 10/785,014

FILED: FEBRUARY 25, 2004 : GROUP ART UNIT: 3726

FOR: HIGH-SPEED DRIVING METHOD

AND SYSTEM OF PRESSURE

**CYLINDER** 

## RESPONSE TO RESTRICTION REQUIREMENT

COMMISSIONER FOR PATENTS ALEXANDRIA, VIRGINIA 22313

SIR:

In response to the Office Action dated September 19, 2005, the invention of group I, including Claims 1-5, drawn to a high speed driving method, is elected with traverse.

Specifically, the restriction requirement is traversed for the following reason.

## MPEP § 803 states:

...If the search and examination of an entire application can be made without serious burden, the Examiner must examine it on the merits, even though it includes claims to distinct or independent inventions.

Each of the pending claims of the present invention would appear to be part of an overlapping search area. Accordingly, the outstanding requirement is traversed on the grounds that a search and examination of the entire application would not place a *serious* burden on the Examiner.

Application No. 10/785,014 Reply to Office Action of September 19, 2005

Therefore, it is requested that the requirement to elect a single invention be withdrawn, and that a full examination on the merits of Claims 1-8 be conducted.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,

MAIER & NEUSTADT, P.C.

Customer Number 22850

Tel: (703) 413-3000 Fax: (703) 413 -2220 (OSMMN 06/04)

I:\ATTY\PH\24s\249271\REST RESP 10.07.05.DOC

Gregory J. Maier Attorney of Record Registration No. 25,599

Philip J. Hoffmann Registration No. 46,340